

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

CELLULAR COMMUNICATIONS
EQUIPMENT LLC,

Plaintiff,

v.

HTC CORP., et al.,

Defendants.

CIVIL ACTION NO. 6:13-cv-507

CONSOLIDATED LEAD CASE

JURY TRIAL DEMANDED

**CARRIER RETAILERS' OPPOSED MOTION FOR LEAVE
TO SUBMIT SUPPLEMENTAL BRIEFING AND EXHIBITS TO THE CARRIER-
RETAILERS' MOTION TO SEVER AND STAY**

The Carrier-Retailers¹ respectfully move to submit additional briefing and exhibits as supplemental to the Carrier-Retailers' Motion to Sever and Stay [Dkt. No. 233]. The Carrier-Retailers submit that good cause exists for permitting the requested supplementation because after briefing was closed for the Carrier-Retailers' Motion to Sever and Stay, CCE served its preliminary non-binding damages calculations, which the Carrier-Retailers believe support their Motion to Sever and Stay. Accordingly, the Carrier-Retailers respectfully request that the Court grant the Carrier-Retailers leave to submit supplemental briefing and exhibits filed concurrently herewith.

¹ Cellular Communications Equipment LLC ("CCE") has accused Verizon (Cellco Partnership d/b/a Verizon Wireless), Sprint (Sprint Solutions, Inc., Sprint Spectrum L.P., Boost Mobile, LLC), AT&T (AT&T Mobility LLC) and T-Mobile (T-Mobile USA, Inc., and T-Mobile US, Inc.) of patent infringement based on their resale of certain manufacturer devices.

Dated: October 30, 2014

Respectfully submitted,

/s/ Melissa R. Smith

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CERTIFICATE OF CONFERENCE

On October 23, 2014, counsel for Movants communicated with counsel for Plaintiff who has indicated that Plaintiff is opposed to the relief sought within this motion. Therefore, the parties are at an impasse on these issues and require Court intervention.

/s/ Christopher W. Kennerly

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing was served on all parties of record on October 30, 2014 via the Court's CM/ECF system.

/s/ Christopher W. Kennerly